

**Summary of changes to the**  
**Local Rules for the Middle District of Pennsylvania, effective December 1, 2005**

1.     **LR 4.1 Service of Process.** The amendment deletes the last sentence of the rule regarding service pursuant to Fed.R.Civ.P.4(c)(2) as superfluous.
2.     **LR 5.1 Size and Other Physical Characteristics of Papers and Other Documents.** The amendment requires numbering of pages on documents filed with the Court.
3.     **LR 5.4 Service and Filing of Discovery Material.** The amendment makes this rule consistent with Fed.R.Civ.P.30(f)(1), which provides that a deposition transcript or recording must be stored by the attorney who arranged for the transcript or recording.
4.     **LR 5.8 Filing of documents under seal.** This new rule cross references new Criminal Rule 49 which sets forth the procedure for filing documents under seal.
5.     **LR 7.5 Submission of Briefs Supporting Pretrial Motions.** The amendment replaces the word “counsel” with the word “parties” in clause (b) to make it clear that, in order to eliminate the need for a supporting brief, there must be concurrence of all parties including pro se parties. Also, language in the first sentence of this rule has been deleted as unnecessary.
6.     **LR 7.6 Submission of Briefs or Memoranda Opposing Pretrial Motions.** The amendment provides a party opposing a motion for which a supporting brief is not required an opportunity to state reasons for opposing the motion and provides the court with an opportunity to consider reasons for the opposition where there is not a certification of concurrence in the motion. The second part of the amendment is intended to afford notice to parties that the court may, nevertheless, act on the motion without waiting for the opposing brief.
7.     **LR 26.1 Duty to Investigate and Disclose.** This new rule addresses procedures for discovery of information in electronic format.
8.     **LR 83.3.1 Sanctions in the Discretion of the Court.** The amendment inserts new language in the rule to explicitly codify the court’s practice of providing due process safeguards before sanctions are imposed.
9.     **LR 83.8 Admission to Practice.** This new rule makes explicit that in order for a lawyer to practice in this Court he or she must be admitted by the court to do so.

10. **LR 83.8.1 General Admissions. (Previously - LR 83.8 Persons Entitled to Admission as Attorneys Generally)** The amendment simplifies the heading of this rule. Also, the insertion of new rule LR 83.8 necessitates re-numbering of the pertinent local rules.
11. **LR 83.8.1.2 Qualifications. (Previously - LR 83.8.1 Admissions Generally)** The amendment changes the heading of this rule. Also, the insertion of new rule LR 83.8 necessitates that this rule be renumbered.
12. **LR 83.8.1.3 Procedure. (Previously - LR 83.8.2 Petition for Admission)** The amendment changes the heading of this rule. Also, the insertion of new rule LR 83.8 necessitates that this rule be renumbered.
13. **LR 83.8.2 Special Admissions. (Previously - LR 83.9 Special Admissions of Other Persons)** The proposed amendment changes the heading of this rule. Also, the insertion of new rule LR 83.8 necessitates that this rule be renumbered.
14. **LR 83.8.2.1 *Pro Hac Vice* Admission. (Previously - LR 83.9.3)** This rule has been moved and renumbered so that it is now the first rule under Special Admissions, since it is the rule of most interest to attorneys seeking special admission under our rules. The proposed amendment to the rule requires that personal identifying information of the associate counsel be provided on the admissions form for record keeping purposes.
15. **LR 83.8.2.2 Attorneys for the United States. (Previously - LR 83.9.1)** The insertion of new rule LR 83.8 necessitates that this rule be renumbered.
16. **LR 83.2.3 Attorneys for Federal Defender Organizations.** This new rule governs the admission of attorneys employed by federal defender organizations and places them on the same footing as attorneys for the United States. The new rule was modeled after local rule 83.8.2.2.
17. **LR 83.8.2.4 Attorneys Employed by or Associated with Organized Legal Services Programs. (Previously - LR 83.9.2)** The insertion of new rule LR 83.8 necessitates that this rule be renumbered. The word “another” in line 5 is changed to “any” and the word “causes” in line 6 is changed to “cases”.
18. **LR 83.9.4 Attorneys Appearing on Their Own Behalf.** This rule is deleted as superfluous.
19. **LR 83.8.2.5 Procedure. (Previously - LR 83.9.5)** The insertion of new rule LR 83.8 necessitates that this rule be renumbered. References made to other renumbered local rules have been changed in the text of this rule.

20. **LR 83.9 Associate Counsel Required. (Previously - LR 83.12)** This rule has been moved from LR 83.12 and renumbered to place it in tandem with other rules regarding special admission. The amendments to the rule make it less confusing and consistent with the terminology used in other sections of the admissions rules. References made to other renumbered local rules have been changed in the text of this rule.
21. **LR 83.9.6 Local Counsel and Special Admissions.** This rule is eliminated because it is confusing and unnecessary.
22. **LR 83.10 Conflicts and Continuances.** The amendment changes the heading of this rule.
23. **LR 83.10.1 Observation of Dates and Times.** The amendment adds the phrase “and times” to this rule.
24. **LR 83.11.2 Latest Address.** References made to other renumbered local rules have been changed in the text of this rule.
25. **LR 83.12 Associate Counsel Required.** This rule has been moved and renumbered as LR 83.8.9 to place it in tandem with other rules regarding special admission.
26. **LR 83.12 Roll of Attorneys. (Previously - LR 83.13)** This rule has been renumbered since the content of LR 83.12 was moved to LR 83.8.9.
27. **LR 83.13 Reserved.** The restructuring of preceding rules in this chapter leaves this rule in reserve.
28. **LR 83.32.1 Form of Petitions and Motions.** The amendments conform the local rule to the new federal rules for proceedings under 28 U.S.C. § 2254 and § 2255, which now provide that the petition or motion may be signed by a person authorized to sign it for the petitioner or the movant. Additionally, the page limitation applicable to counsel who do not use the standard form when filing a petition or motion under this rule has been increased from 15 pages in length to 20 pages. This change is made because the old standard forms were 7 pages in length and the new standard forms are 15 pages.
29. **LcrR 7.1 Superseding Indictments.** This new rule is intended to induce the United States to consider and to address at the earliest possible time whether a trial continuance may be necessary. It also ensures that defense counsel has notice of the government’s intentions, permitting the defendant to seek a continuance if necessary. The rule also requires the government to explain the differences between the superseding and preceding indictments to permit

easier assessment of the ramifications of a superseding indictment.

30. **LcrR 12.1 Pretrial Motions: Duty to Address Speedy Trial Act Excludable Time Implications.** This new rule is intended to assure an ongoing record of and action upon pretrial events with speedy trial implications. Motions to be heard ex parte, which do not carry significant speedy trial implications and are not generally subject to notice and briefing requirements, are excluded from the scope of the proposed rule.
31. **LcrR 49 Filing of documents under seal.** This new rule is created to provide a clear process for filing documents under seal and to address concerns regarding the status of proposed sealed documents while they are pending the court's ruling on a motion to seal.